



*Don*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	<b>MAIL STOP AMENDMENT</b>
Satoshi Wada et al.	)	
Application No.: 10/618,964	)	Group Art Unit: 3772
Filing Date: July 15, 2003	)	Examiner: BRANDON LEE JACKSON
Title: HEMOSTATIC DEVICE	)	Confirmation No.: 5917
	)	
	)	
	)	
	)	
	)	

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is enclosed.
- ☐ \_\_\_\_\_ Terminal Disclaimer(s) and the ☐ \$ 65 ☐ \$ 130 fee per Disclaimer due under 37 C.F.R. § 1.20(d) are enclosed.
- ☐ Also enclosed is/are: \_\_\_\_\_
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$ 395 ☐ \$ 790 fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted \_\_\_\_\_ on \_\_\_\_\_ for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	28	28	0	x \$ 50 (1202)	\$ 0
Independent Claims	4	4	0	x \$ 200 (1201)	0
<input type="checkbox"/> If Amendment adds multiple dependent claims, add \$ 360 (1203)					\$ 0
Total Claim Amendment Fee					\$ 0
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					0
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0

- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date February 9, 2007

By: Matthew L. Schneider  
Matthew L. Schneider  
Registration No. 32814

P.O. Box 1404  
Alexandria, VA 22313-1404  
703 836 6620



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

On re Patent Application of

Satoshi Wada et al.

Application No.: 10/618,964

Filed: July 15, 2003

For: HEMOSTATIC DEVICE

) Group Art Unit: 3772  
)  
) Examiner: BRANDON LEE  
) JACKSON  
)  
) Confirmation No.: 5917  
)  
)  
)  
)  
)

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Official Action dated January 11, 2007, the following remarks are submitted.

The Official Action indicates that the claims in this application are directed to four different species. As identified in the Official Action, the four species are as follows.

Species I illustrated in Figs. 1 and 2.

Species II shown in Fig.3.

Species III shown in Fig. 4.

Species IV illustrated in Figs. 5 and 6.

Based on the observation that the four species are patentably distinct from one another, an election of species requirement has been imposed requiring an election of one of the four species.

In response to the election of species requirement, applicants hereby elect, with traverse, Species I illustrated in Figs.1 and 2 . At least Claims 1-20 are

readable on the elected species, with many of such claims being generic to the various species.

The election of Species I is made with traverse because it is believed that all of the claims of this application can be examined at the same time without serious burden. Section 803 of the Manual of Patent Examining Procedure states that even if claims of an application are directed to independent or distinct inventions, all of the claims of an application must be examined on the merits if the search and examination of all the claims can be made without serious burden. Here, the search required for the non-elected species would be substantially coextensive with the search associated with the elected species. In addition, examining all of the claims of this application at the same time would only involve consideration of a few additional claims.

In light of the foregoing, withdrawal of the election of species requirement and examination of all of the claims of this application, including Claims 1-20 directed to the elected species, are respectfully requested.

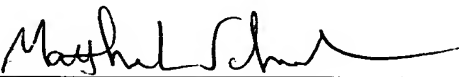
Should any questions arise in connection with this application, the undersigned respectfully requests that he be contacted at the number indicated below.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: February 9, 2007

By:

  
Matthew L. Schneider  
Registration No. 32814

P.O. Box 1404  
Alexandria, VA 22313-1404  
703 836 6620